

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

CERTIFICATE OF MAILING

I hereby certify that this PRELIMINARY AMENDMENT and the documents referred to as enclosed therein are being deposited with the United States Postal Service on the date indicated below with sufficient postage as First Class Mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Arlington, VA 22313-1450.

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Date of Deposit

SECHCENTER 1000/2000 Applicant: Verdaguer, et al. Serial No.: 09/202,838 Filed: January 21, 2000 Our Ref. No.: 504.1 Title: CASSAVA VEIN MOSAIC VIRUS PROMOTERS AND USES THEREOF

PRELIMINARY AMENDMENT

Mail Stop RCE

Commissioner for Patents P.O. Box 1450 Arlington, VA 22313-1450

Dear Sir:

Applicant has filed a Request for Continued Examination (RCE) herewith under 37 CFR 1.114. In connection with this RCE, Applicant requests that the following amendments be entered:

In The Claims:

Please amend claims 1 and 8 as follows:

(Three Times Amended) An isolated nucleic acid molecule 1. comprising a promoter nucleotide sequence that initiates transcription 05/19/2003 MAXHED1 00000116 09202838

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